



# UNITED STATES PATENT AND TRADEMARK OFFICE

W  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/510,966	08/29/2005	Scott Costa	25791.93.05	6148
62519	7590	01/08/2008	EXAMINER	
HAYNES AND BOONE, LLP			BOMAR, THOMAS S	
901 MAIN STREET			ART UNIT	PAPER NUMBER
SUITE 3100			3676	
DALLAS, TX 75202-3789			MAIL DATE	DELIVERY MODE
			01/08/2008	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## DETAILED ACTION

### *Response to Amendment*

1. The reply filed on October 18, 2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The election of Species is incomplete since there are numerous claims still pending that do not correspond to elected Species I. For example, the Examiner has looked through at least claims 1-53 to find that claims 10-14 and 19-24 are directed to either species VI or VIII, that claims 16-18 belong with species VII, that claims 28-30 could belong to any of species VI-VIII, that claim 31 belongs to species II, that claim 53 belongs to species IX, etc. To elect species I, the Applicant must provide the Examiner with a listing of claims that correspond to only that species, and not to other non-elected species. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shane Bomar whose telephone number is 571-272-7026. The examiner can normally be reached on Monday - Thursday from 6:30am to 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jennifer Gay can be reached on 571-272-7029. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (In USA or Canada) or 571-272-1000.

*/Shane Bomer/*  
Patent Examiner  
Art Unit 3676

January 7, 2008